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Attorney Docket No. 26081

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Yourman PALTI

Conf. No. 8266

Appl. No. 10/811,301

Art Unit: 2811

Filed: March 29, 2004

Examiner: Wojciechowicz, Edward Joseph

For: **SEMICONDUCTOR DEVICE AND METHOD OF ITS MANUFACTURE**

TRANSMITTAL LETTER

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

- (1) Transmittal Letter;
- (2) Provisional Response to Restriction Requirement; and
- (3) Examiner's Faxed Corrected Restriction Requirement.

If an Extension of Time under 37 CFR §1.136 is required and has not been separately requested, please consider this Transmittal Letter as including a request for such Extension of Time and as a further authorization to charge any fee for such Extension of Time, as may be required by 37 CFR §1.17, to Deposit Account No. 14-0112. Also, please charge any fee deficiency, or credit any overpayment, in connection with this matter to Deposit Account No. 14-0112.

Respectfully submitted,
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September 8, 2005

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Yorman PALTI

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PROVISIONAL RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a full and complete response to the Restriction Requirement having a mailing date of May 17, 2005. The one month shortened statutory period to respond was set to expire June 17, 2005. However, the outstanding Restriction Requirement contains an error in that it does not address claim 61. Within one month of the mailing date of the Restriction Requirement, Applicant brought this error to the Examiner's attention and to the attention of the Examiner's supervisor. The Examiner faxed a corrected Restriction Requirement (submitted with this paper); however, no copy of this restriction requirement was ever received by mail. Therefore, Applicant has no mailing date on which to base a new due date for Response. Thus, this response to Restriction Requirement is provisional in the event that the Examiner mails the corrected Restriction Requirement.

In view of the following election and remarks, the Applicants respectfully request that the Examiner conduct a first substantive examination on the merits.